

# FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

## Complete if Known

Application Number 09/921,272  
Filing Date August 1, 2001  
First Named Inventor Fingerhut  
Examiner Name  
Group / Art Unit  
Attorney Docket No. 36968/206010

TOTAL AMOUNT OF PAYMENT (\$) 130

## METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit  
Account  
Number

11-0855

Deposit  
Account  
Name

Kilpatrick Stockton LLP

☒ Charge Any Additional Fee Required  
Under 37 CFR 1.16 and 1.17  
☐ Applicant claims small entity status.  
See 37 CFR 1.27

2. ☐ Payment Enclosed:

☐ Check ☐ Credit card ☐ Money  
Order ☐ Other

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1)

(\$ 0)

### 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
20 **	0	X	0
Independent Claims	3 **	0	X
Multiple Dependent		X	0

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$ 0)

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet.	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	130
123	50	123	50	Processing fee under 37 CFR 1.17 (q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$ 130)

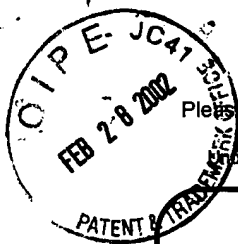
## SUBMITTED BY

## Complete (if applicable)

Name (Print/Type)	Nora M. Tocups	Registration No. Attorney/Agent)	35,717	Telephone	404-815-6213
Signature				Date	February 13, 2002

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



Please type a plus sign (+) inside this box → ☒

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

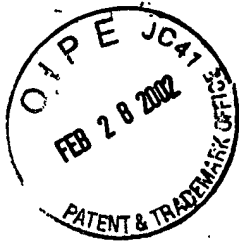
<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	<b>Application Number</b>	09/921,272	
	<b>Filing Date</b>	August 1, 2001	
	<b>First Named Inventor</b>	Fingerhut	
	<b>Group Art Unit</b>		
	<b>Examiner Name</b>		
<b>Total Number of Pages in This Submission</b>	25	<b>Attorney Docket Number</b>	36968/206010

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment / Response  <input type="checkbox"/> After Final  <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application)  <input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input checked="" type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert to a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input checked="" type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input type="checkbox"/> Other Enclosure(s) (please identify below):
<b>Remarks</b>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
<b>Firm or Individual name</b>	Nora M. Tocups - Reg. No. 35,717 Kilpatrick Stockton LLP
<b>Signature</b>	
<b>Date</b>	February 13, 2002

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: February 13, 2002			
<b>Typed or printed name</b>	Karen D. Stark		
<b>Signature</b>		<b>Date</b>	February 13, 2002

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



Dep & Ref  
Room 307

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE #27 Reg for  
Refund  
04-24-22

Applicant: Howard W. Fingerhut and George She

Serial No.: 09/921,272

Filed: August 1, 2001

For: Methods and Systems for Selective Broadcast Enhancement

Commissioner for Patents  
Washington, D.C. 20231

US PATENT & TRADEMARK  
OFFICE  
RECEIVED  
FEB 12 PM 9:27  
2002

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### PETITION FOR REFUND OF EXTENSION OF TIME FEE AND PETITION FEE

Dear Sir:

A refund of \$920.00 for a three month extension of time fee and this Petition fee of \$130.00 is requested. The refund is requested because these fees were paid under protest to the United States Patent and Trademark Office ("PTO") in response to an erroneously issued Notice of Incomplete Reply. Evidence showing why the Notice of Incomplete Reply was issued erroneously is provided below and in the enclosure.

In sum, the corrected figures as required by the Notice to File Missing Parts mailed September 13, 2001 were timely filed. The Notice of Incomplete Reply was erroneously issued.

A Notice to File Missing Parts of NonProvisional Application was mailed by the PTO on September 13, 2001 in connection with this application. A response to the Notice to File Missing Parts was mailed via first class mail under the provisions of 37 CFR 1.8a on November

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#### CERTIFICATE OF MAILING (37 CFR 1.8a)

I hereby certify that this correspondence, along with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service on this 13 day of February 2002 with sufficient postage as first-class mail in an envelope addressed Commissioner for Patents, Washington, D.C. 20231.

*Lawrence D. Stark*

U.S.S.N.: 09/921,272  
Filed: August 1, 2001  
Applicants: Howard W. Fingerhut and George She  
Petition for Refund of Extension of Time Fee

13, 2001. A copy of the response as filed is enclosed. The response mailed on November 13, 2001 included a transmittal form, Response, Declaration document, seven (7) pages of drawings with corrected margins, a copy of the Notice to File Missing Parts, a check, and a stamped self-addressed postcard itemizing the enclosed documents in accordance with the provisions. The postcard specifically lists the submission of drawings (7 pages).

A Notice of Incomplete Reply mailed on January 14, 2002 from the PTO was received. The Notice of Incomplete Reply required the drawings to be submitted. As noted, corrected drawings had been submitted in response to the Notice of Missing Parts. A copy of the Notice of Incomplete Reply is enclosed.

In response to receipt of the Notice of Incomplete Reply, a review of the undersigned's file on this matter was conducted. The file includes a group of materials (stapled together) constituting copies of the documents submitted in response to the Notice of Missing Parts. The stapled group includes a copy of the corrected drawings. The group also includes a copy of the stamped self-addressed postcard indicating the group included the drawings.

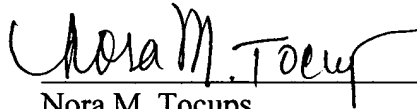
In response to the Notice of Incomplete Reply, another set of the corrected drawings has been filed and a Petition for Extension of Time has been submitted.

Since the corrected drawings were timely submitted in response to the Notice to File Missing Parts, the PTO erroneously issued the Notice of Incomplete Reply. Thus, the \$920.00

U.S.S.N.: 09/921,272  
Filed: August 1, 2001  
Applicants: Howard W. Fingerhut and George She  
Petition for Refund of Extension of Time Fee

Extension of Time fee and \$130.00 fee for this Petition should be refunded. The Commissioner may apply the refund as a credit to Deposit Account No. 11-0855.

Respectfully submitted,



Nora M. Tocups  
Reg. No. 35,717  
Attorney for Assignee

KILPATRICK STOCKTON LLP  
1100 Peachtree Street, Suite 2800  
Atlanta, Georgia 30309-4530  
404.815.6213  
Attorney Docket No.: 36968/206010  
BS No.: 00186